



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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IN REPLY PLEASE

REFER TO FILE: **W-0**

June 29, 2006

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40, ANTELOPE VALLEY
ANNEXATION 40-59 (4-129)
SUPERVISORIAL DISTRICT 5
3 VOTES**

**IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY
OF THE LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40,
ANTELOPE VALLEY:**

1. Find that the recommended action is categorically exempt from the provisions of the California Environmental Quality Act pursuant to Class 19(a) of the County of Los Angeles Environmental Document Reporting Procedures and Guidelines.
2. Adopt the enclosed Resolution of Application to Initiate Proceedings for the annexation of the property located between Avenue K and Avenue K-8 and between 30th Street East and 35th Street East, in the City of Lancaster, designated as Tract Nos. 49864-01, 49864-02, 49864-03, and 49864-04, into Los Angeles County Waterworks District No. 40, Antelope Valley (District).
3. Approve and authorize the Director of Public Works to file with the Local Agency Formation Commission (LAFCO) the required application for the proposed annexation to the District and to take any other steps necessary to assist LAFCO in processing the application.

4. Find that Annexation 40-59 (4-129) to the District will have no adverse effect on wildlife resources and authorize the Director of Public Works to complete and file a Certificate of Fee Exemption for the project.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

This recommended action is for your Board to adopt the enclosed Resolution requesting LAFCO to initiate proceedings for the annexation of territory described and shown on the enclosed Exhibits A and B, respectively, into the District. The 123.65-acre territory, known as Annexation 40-59 (4-129), officially designated as Tract Nos. 49864-01, 49864-02, 49864-03, and 49864-04 (collectively, the "Tracts"), is currently located outside of the District's boundaries. However, due to an oversight, the Tracts were nevertheless granted water service prior to having been annexed into the District. Annexation of the Tracts is necessary to allow the District to continue to serve water to the customers within the Tracts pursuant to the District's standard rates and procedures.

Public Works has implemented a procedure to ensure that territories are annexed and are within the District boundaries before services for water are granted.

LAFCO requires a Board-adopted Resolution to initiate proceedings for such a change of organization and the filing of an application.

Implementation of Strategic Plan Goals

This action meets the County Strategic Plan Goal of Organizational Effectiveness as it will provide effective and efficient delivery of water to future customers within the annexed area.

FISCAL IMPACT/FINANCING

New revenue will be generated in the form of standby charges paid by the property owners to the District for operation and maintenance of the water system and capital improvement projects.

The District is requesting the proposed annexation and will pay all required fees associated with this project.

A portion of the annual property tax increment from the affected taxing entities will be transferred to the District.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Tract No. 49864 was subdivided into 1,067 lots, 457 of which are located within the Tracts. Per Water Code Section 55330, the District may provide the inhabitants of the District with water for irrigation, domestic, industrial, or fire protection purposes. However, due to an oversight, the territory being proposed to be annexed has been granted water service prior to being annexed into the District. Annexation of the territory is required so the District can continue to serve water to these customers pursuant to the District's standard rates and procedures.

The boundary of the proposed annexation has been reviewed and approved by Public Works and the County Assessor. The enclosed Resolution requesting LAFCO to initiate proceedings for the change of organization has been approved by County Counsel as to form. Copies of the diagram showing the boundary of the annexation territory are included with the Resolution (see Exhibits A and B).

ENVIRONMENTAL DOCUMENTATION

The project is categorically exempt from the California Environmental Quality Act pursuant to Class 19(a) of the County of Los Angeles Environmental Document Reporting Procedures and Guidelines and will have no adverse effect on wildlife resources.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

There will be no negative impact on current County services or projects during the performance of the recommended action.

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CONCLUSION

Please return one adopted copy of this letter and one signed Resolution to Public Works, Waterworks and Sewer Maintenance Division, for submittal to LAFCO and forward one adopted copy of the letter and Resolution to the County Assessor.

Respectfully submitted,

DONALD L. WOLFE
Director of Public Works

MR:lm
BDL2192

Enc.

cc: Chief Administrative Office
County Assessor
County Counsel

RESOLUTION OF APPLICATION TO INITIATE PROCEEDINGS BY THE
LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40, ANTELOPE VALLEY,
REQUESTING THE LOCAL AGENCY FORMATION COMMISSION TO INITIATE
PROCEEDINGS FOR THE ANNEXATION OF TERRITORY DESIGNATED AS
ANNEXATION 40-59 (4-129)

WHEREAS, the Los Angeles County Waterworks District No. 40, Antelope Valley (District), desires to initiate proceedings pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, commencing with Section 56000 of the California Government Code, for a change of organization that would annex territory to the District; and

WHEREAS, this annexation is being proposed based upon a Resolution of Application filed by the District on behalf of the District; and

WHEREAS, the territory proposed to be annexed is inhabited; and

WHEREAS, the boundaries of the proposed area are described in Exhibit A, and depicted on the corresponding map, Exhibit B, which by this reference are incorporated herein; and

WHEREAS, this project is categorically exempt from the California Environmental Quality Act pursuant to Class 19(a) of the Los Angeles County Environmental Document Reporting Procedures and Guidelines.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Los Angeles, acting as the governing body of the District, that:

1. Application and a proposal is hereby made to the Local Agency Formation Commission of Los Angeles County for a change of organization as follows:
 - a. This proposal is made pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 commencing with Section 56000, Government Code, State of California.
 - b. The nature of the proposed change of organization is the annexation of the territory to the District.
 - c. The territory proposed to be annexed is inhabited and its boundaries are described in Exhibits A and B attached hereto.

- d. It is desired that the proposed annexation provide for and be made subject to the following terms and conditions:
 - i. The annexed territory shall be subject to the payment of such service charges, assessments, or taxes as the District may legally impose.
 - ii. The Board of Supervisors shall be the governing body of the District.
 - iii. Any taxes, fees, charges, or assessments for the District may be collected by the County of Los Angeles Tax Collector in the same manner as ad valorem property taxes or as otherwise allowed by law.
 - iv. The reason for this proposal is that annexation of the territory is required so the District can continue to serve water to customers within the annexed territory pursuant to the District's standards and procedures.
- 2. This Resolution of Application to Initiate Proceedings is hereby adopted and approved by the Board of Supervisors, and the Local Agency Formation Commission of Los Angeles County is hereby requested to initiate proceedings for the annexation of territory as authorized and in the manner provided by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.

The foregoing Resolution was adopted on the _____ day of _____, 2006,
by the Board of Supervisors of the County of Los Angeles as the governing body of the
District.

SACHI A. HAMAI
Executive Officer of the
Board of Supervisors of the
County of Los Angeles

By _____
Deputy

APPROVED AS TO FORM:

RAYMOND G. FORTNER, JR.
County Counsel

By _____
Deputy